

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA, :

Plaintiff, : Case No. 3:12-PO-43

-vs- : Magistrate Judge Michael J. Newman

ALAN R. SELLS, :

Defendant. :

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**ORDER**

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On December 3, 2012, the Court heard oral argument by counsel for both sides concerning a November 28, 2012 petition by United States Probation Department. In that petition, Defendant's probation officer, Laura Sebulsky, recommended that the sentencing requirement -- that Defendant shall participate in a two-day (48 hour) driver intervention program and any recommended follow-up treatment as directed by the probation officer -- be removed given Defendant's satisfactorily completion of the substance abuse outpatient treatment program. Ms. Sebulsky participated in the December 3 call. For the reasons set forth in the November 28 petition, and also because the Government has no objection to removing this requirement from Defendant's sentence, the request is **GRANTED** and Defendant is no longer obligated as part of his sentence to participate in a two-day (48 hour) driver intervention program. The Court will issue an Order to this effect today.

**IT IS SO ORDERED.**

December 3, 2012

s/ **Michael J. Newman**  
United States Magistrate Judge